

CRIMINAL COMPLAINT

FILED RECEIVED LODGED COPY
AUG 27 2007
 CLERK U.S. DISTRICT COURT
 DISTRICT OF ARIZONA
 BY **07-04882M** DEPUTY

United States District Court
United States of America
 v.
 Omar Israel PEREZ-Gomez
 Year of Birth: 1986 A078 048 120
 Citizen of: Mexico
 BP Case Control #: TCA-0708-0724

DISTRICT of ARIZONA
 DOCKET NO.
 MAGISTRATE'S CASE N

Complaint for violation of Title 8 United States Code § 1326

COMPLAINANT'S STATEMENT OF FACTS CONSTITUTING THE OFFENSE OR VIOLATION:
 On or about August 25, 2007, at or near Nogales, Arizona, in the District of Arizona, Omar Israel PEREZ-Gomez, an alien, entered, and was found in the United States of America after having been denied admission, excluded, deported, and removed from the United States through Laredo, Texas on July 05, 2007, and not having obtained the express consent of the Attorney General or the Secretary of DHS to reapply for admission thereto; in violation of Title 8, United States Code, Section 1326, enhanced by Title 8, United States Code, Section 1326 (b) (2).

BASIS OF COMPLAINANTS CHARGE AGAINST THE ACCUSED:
 Omar Israel PEREZ-Gomez is a citizen of Mexico. On July 05, 2007, Omar Israel PEREZ-Gomez was lawfully denied admission, excluded, deported, and removed from the United States through Laredo, Texas. On August 25, 2007, agents found PEREZ-Gomez in the United States at or near Nogales, Arizona. PEREZ-Gomez did not obtain the express consent of the Attorney General or the Secretary of DHS to re-apply for admission to the United States.

MATERIAL WITNESSES IN RELATION TO THIS CHARGE
Border Patrol Agent(s) James L. Davis Elba E. Vasquez Frank J. Novotny

AUTHORIZED BY AUSA SMT
 DETENTION REQUESTED
 Being duly sworn, I declare that the foregoing is true and correct to the best of my knowledge.

SIGNATURE OF COMPLAINANT (official title)
Joe Cervilla
 OFFICIAL TITLE
Senior Patrol Agent

Sworn to before me and subscribed in my presence,

SIGNATURE OF MAGISTRATE (1)
[Signature]

DATE
August 27, 2007

1) See Federal Rules of Criminal Procedure rules 3 and 54.
 AO 91 (Rev. 11/82)